

**A CONFIRMING RESOLUTION designating an
"Economic Revitalization Area" under I.C. 6-1.1-
12.1 for property commonly known as 2905
Reynolds Street, Fort Wayne, Indiana 46803
(Home Guard Industries, Inc.)**

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein; and

WHEREAS, said project will create 10 full-time, permanent jobs for a total new, annual payroll of \$174,000, with the average new annual job salary being \$17,400 and retain 68 full-time and two part-time, permanent jobs for a current annual payroll of \$1,218,000, with the average current annual job salary being \$17,400; and

WHEREAS, the total estimated project cost is \$135,000; and

WHEREAS, a recommendation has been received from the Committee on Finance; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA:**

SECTION 1. That, the Resolution previously designating the above described property as an "Economic Revitalization Area" is confirmed in all respects.

SECTION 2. That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the effective date of this Resolution and shall terminate on December 31, 2005.

SECTION 3. That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to a deduction of the assessed value of personal property for new manufacturing equipment.

SECTION 4. That, the estimate of the number of individuals that will be employed or whose employment will be retained and the estimate of the annual salaries of those individuals and the estimate of the value of the new manufacturing equipment, all contained

1 in Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably
2 expected to result from the proposed described installation of the new manufacturing
3 equipment.

4 **SECTION 5.** The current year approximate tax rates for taxing units within the
5 City would be:

- 6 (a) If the proposed new manufacturing equipment is not installed, the approximate
7 current year tax rates for this site would be \$9.2453/\$100.
8 (b) If the proposed new manufacturing equipment is installed and no deduction is
9 granted, the approximate current year tax rate for the site would be
10 \$9.2453/\$100 (the change would be negligible).
11 (c) If the proposed new manufacturing equipment is installed, and a deduction
12 percentage of eighty percent (80%) is assumed, the approximate current year
13 tax rate for the site would be \$9.2453/\$100 (the change would be negligible).

14 **SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction
15 from the assessed value of the new manufacturing equipment shall be for a period of five
16 years.

17 **SECTION 7.** The benefits described in the Petitioner's Statement of Benefits can be
18 reasonably expected to result from the project and are sufficient to justify the applicable
19 deductions.

20 **SECTION 8.** For new manufacturing equipment, a deduction application must
21 contain a performance report showing the extent to which there has been compliance with
22 the Statement of Benefits form approved by the Fort Wayne Common Council at the time of
23 filing. This report must be submitted to the Allen County Auditor's Office, and the City of Fort
24 Wayne's Department of Economic Development and must be included with the deduction
25 application. For subsequent years, the performance report must be updated and submitted
26 along with the deduction application at the time of filing.

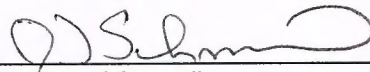
27 **SECTION 9.** The performance report must contain the following information

- 28 (a) The cost and description of real property improvements and/or new
29 manufacturing equipment acquired.
30 (b) The number of employees hired through the end of the preceding calendar year
31 as a result of the deduction.
32 (c) The total salaries of the employees hired through the end of the preceding
33 calendar year as a result of the deduction.
34 (d) The total number of employees employed at the facility receiving the deduction.
35 (e) The total assessed value of the real and/or personal property deductions.
36 (f) The tax savings resulting from the real and/or personal property being abated.

37 **SECTION 10.** That, the taxpayer is non-delinquent on any and all property tax due
38 to jurisdictions within Allen County, Indiana.

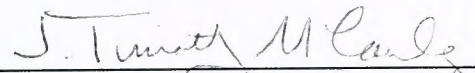
39 **SECTION 11.** That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that
40 has received a deduction under section 3 or 4.5 of said chapter may be required to repay the
41 deduction amount as determined by the county auditor in accordance with section 12 of said
42 chapter if the property owner ceases operations at the facility for which the deduction was
43 granted and if the Common Council finds that the property owner obtained the deduction by
44 intentionally providing false information concerning the property owner's plans to continue
45 operation at the facility.

SECTION 12. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Member of Council

APPROVED AS TO FORM AND LEGALITY



J. Timothy McCaulay, City Attorney

EXHIBIT A

AB K. TAZIAN, P.E. & L.L.C.
C. SAUER, L.S.
.. FAUST, L.S.

zk tazian
ASSOCIATES, INC.
348 WEST WAYNE STREET
SUITE 202
FORT WAYNE, INDIANA 46802
PHONES: 219/424-3232
219/426-0003

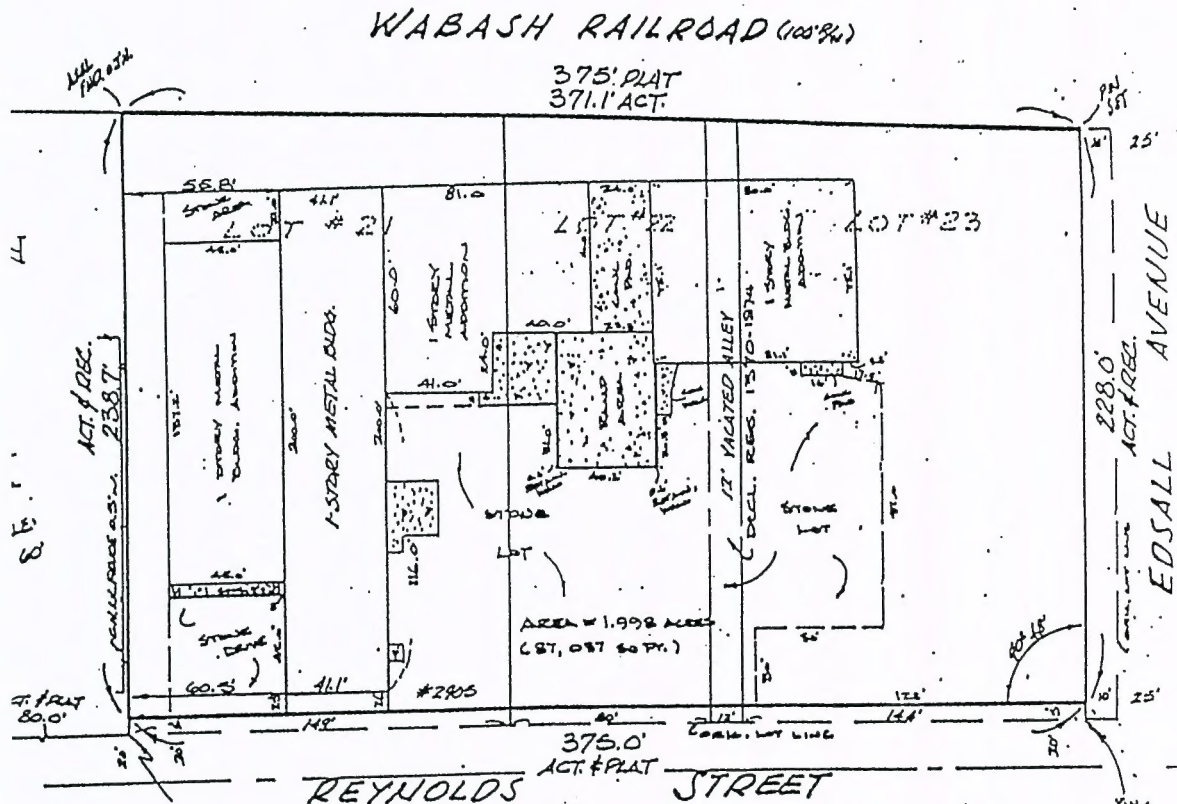
CERTIFICATE OF SURVEY

document is a record of a resurvey of land and real estate prepared in conformity with established rules of surveying and made in accordance with the records or plat on file in the Recorder's Office of Allen County, State of Indiana. The land described exists in dimensions as shown hereon in feet. It is free from encroachments by adjoining land owners unless specifically stated below. Corners were located as indicated.

DESCRIPTION OF REAL ESTATE.

Lots #21, #22, and #23, together with the vacated alley lying between said lots #22 and 23, said alley having been vacated by Declaratory Resolution #1370-1974, all being in Hageman's Subdivision of Lot #23 in Bird's Partition in the City of Fort Wayne, Allen County, Indiana; Excepting therefrom the entire South 5 feet thereof as dedicated for Reynolds Street right-of-way and further excepting therefrom the East 10 feet of said Lot #23 as dedicated for Edsall Avenue right-of-way, containing, after said exceptions, 1.998 acres (87,037 square feet) of land, subject to all easements of record.

This property is in Zone C according to Flood Insurance Rate Map 180003 0010 B, effective April 3, 1985.



CERTIFIED FOR BATHING ON 7 JUNE 88.
ALL CORNERS LOCATED AND MARKED IMPROVEMENTS UPDATED.

I hereby certify on the 7th day of June, 1988, that the above survey is correct.
Surveyed for: Scherer
Survey No.: NP-126



John C. Sauer

Read the first time in full and on motion by DeLeonist,
and duly adopted, read the second time by title and referred to the Committee on
Finance, (and the City Plan Commission for recommendation)
and Public Hearing to be held after due legal notice, at the Common Council Conference
Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday,
the 14th day of October, 19 97, at 5:30
o'clock P. M., E.S.T.

DATED: 9-23-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by DeLeonist,
and duly adopted, placed on its passage. PASSED
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BENDER	<u>✓</u>			
CRAWFORD	<u>✓</u>			
EDMONDS	<u>✓</u>			
HALL	<u>✓</u>			
HAYHURST	<u>✓</u>			
HENRY	<u>✓</u>			
LUNSEY				<u>✓</u>
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			

DATED: 10-14-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,

as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL)
(ZONING) ORDINANCE RESOLUTION NO. A-73-97
on the 14th day of October, 19 97

Sandra E. Kennedy ATTEST: SEAL
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER Paul Helmke

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the
15th day of October, 19 97,
at the hour of 10:30 o'clock A. M., E.S.T.
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 19th day
of October, 19 97, at the hour of 5:00
o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE: Department of Economic Development

SYNOPSIS OF ORDINANCE: This is to confirm the designation of an Economic Revitalization Area for Home Guard Industries, Inc. for personal property improvements in the amount of \$135,000. In order to expand, Home Guard Industries, Inc. will purchase a robotic welding machine to modernize production.

EFFECT OF PASSAGE: Retention of 68 full-time and 2 part-time jobs. Tax savings will be used to offset training costs.

EFFECT OF NON-PASSAGE: Potential loss of 10 new jobs and tax revenue.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): No expenditures of public funds required.

ASSIGNED TO COMMITTEE (PRESIDENT): Don Schmidt

BILL NO. R-97-09-16

REPORT OF THE COMMITTEE ON FINANCE

DONALD J. SCHMIDT - JOHN N. CRAWFORD - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS
REFERRED AN (~~ORDINANCE~~) (RESOLUTION) confirming an "Economic
Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known
as 2905 Reynolds Street, Fort Wayne, IN 46803 (Home Guard Industries,
Inc.)

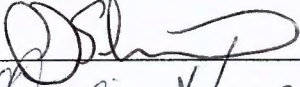
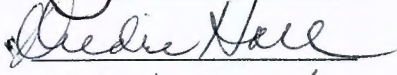
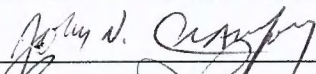

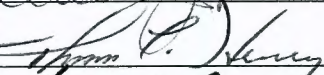
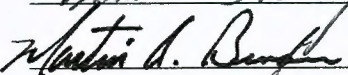
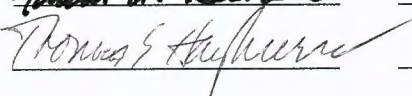
HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION) _____

DO PASS

DO NOT PASS

ABSTAIN

NO REC

	_____	_____	_____
	_____	_____	_____
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_____	_____	_____	_____

DATED: 10-14-87.

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221 • FAX 219-427-1371

SANDRA E. KENNEDY, CITY CLERK

September 25, 1997

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-97-09-15 and R-97-09-16
Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne

ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-97-09-15 AND R-97-09-16)

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 9-23-97,
DATE
DESIGNATING PROPERTY AT 2905 Reynolds Street, Fort Wayne, Indiana 46803
(Home Guard Industries, Inc.)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND
CONFIRMED OR RESCINDED ON Tuesday, October 14, 1997, at 5:30 P.M.

DATE, TIME & PLACE
o'clock, Common Council Conference Room 128, 1st Floor, City-County
Building, One Main, Fort Wayne, Indiana

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE
MEETING.

SANDRA E. KENNEDY
CITY CLERK

FW COMMON COUNCIL

(Governmental Unit)

To: **The News-Sentinel** Dr.
P.O. Box 100
Fort Wayne, IN**ALLEN** County, Indiana**PUBLISHER'S CLAIM****LINE COUNT**Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines _____

Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES40 lines, 1 columns wide equals 40 equivalent lines
at .364 cents per line\$ 14.56Additional charge for notices containing rule or tabular work
(50 percent of above amount) _____Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 1.00**TOTAL AMOUNT OF CLAIM**\$ 15.56**DATA FOR COMPUTING COST**Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: **SEPT 29**, 19 **97**Title: Julie L Smith **Clerk****PUBLISHER'S AFFIDAVIT****NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL**(RESOLUTIONS NO. R-97-09-15 AND R-97-09-16)
NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 9-23-97, DESIGNATING PROPERTY AT 2905 Reynolds Street, Fort Wayne, Indiana 46803

An Economic Revitalization Area. A description of the affected area can be inspected in the county Assessor's Office.

Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, October 14, 1997 at 5:30 p.m. o'clock, Common Council Conference Room 128, 1st Floor, City-County Building, One Main, Fort Wayne, Indiana

If confirmed, said designating shall continue for one (1) year after confirmation.

All interest persons are invited to attend and be heard at the public hearing.

"Reasonable Accommodations" for persons with a known disabling condition will be considered in accordance with state and federal law. Any person needing a "Reasonable Accommodation" should notify public information office (219) 427-1120, TTY (219) 427-1200. At least seventy-two (72) hours prior to the meeting.

SANDRA E. KENNEDY
CITY CLERK
#601551

9-29

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned **JULIE L SMITH**who, being duly sworn, says that he/ she is **Clerk** of the **The News-Sentinel** newspaper of generalcirculation printed and published in the English language in the (city) (town) of **Fort Wayne, IN** in state and county aforesaid, and that the printed matterattached hereto is a true copy, which was duly published in said paper for 1 time _____, the dates of publication being as follows:**9-29-97**Subscribed and sworn to before me this 29th day of **SEPT**, 19 97.Mary L Schneider
Notary Public
MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY

My commission expires:

MY COMMISSION EXP JUNE 14, 2001

FW COMMON COUNCIL
(Governmental Unit)

ALLEN County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

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Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
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40 lines, 1 columns wide equals 40 equivalent lines
at .364 cents per line \$ 14.56

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM \$ 15.56

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: SEPT 29, 19 97 Title: Julie L Smith Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-97-09-15 AND R-97-09-16)
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TTY (219) 427-1200, At least seventy-two (72)
hours prior to the meeting.

SANDRA E. KENNEDY
CITY CLERK
#601551

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time , the dates of publication being as follows:
9-29-97

Julie L Smith
Subscribed and sworn to before me this 29th day of SEPT, 19 97.
Mary L Schneider
Notary Public
MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 2001

My commission expires: